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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: TAKAHISA Ueda et al

U.S. Patent Appl. 09/592,761

Filed: June 13, 2000

Title: GLAND PACKING

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JUL 25 2007

OFFICE OF PETITIONS

**PETITION TO REVIVE ABANDONED APPLICATION  
UNDER 37 C.F.R. § 1.137 (b)**

**MAIL STOP PETITION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22202-3514

Sir:

The Commissioner is hereby requested to accept the RESPONSE TO NOTICE TO FILE MISSING PARTS, originally dated August 16, 2000.

The petition fee under 37 C.F.R. 1.17(m) in the amount of \$1500.00, is submitted herewith.

The application was abandoned for failure to file the noted RESPONSE for reasons that are not now apparent. The file of the undersigned contains a copy of the noted RESPONSE, a receipt card (which does not have a date stamp) and a copy of check #15046 issued by the undersigned's former firm of Jones, Tullar & Cooper, P.C. A copy of the RESPONSE, undated receipt card and check are attached.

A Notice of Abandonment was never received by the undersigned

During an inventory check of files in February, 2007, the undersigned, now at Bacon & Thomas, PLLC, noted that no reply had been received from the USPTO subsequent to the RESPONSE that was due on August 16, 2000. A status check was not done earlier because the file of this application was not entered into the Bacon & Thomas, PLLC docketing system. The head of Docketing for Bacon & Thomas, PLLC at the time is now deceased so that no reason can be given as to why it was not entered, when well over 200 other files were entered. A check of the USPTO IFW data base could not resolve the matter as no data was available. Accordingly, the USPTO was telephoned and the undersigned learned then that the application was indicated as being abandoned. Following this information, the undersigned communicated this

information to applicant's Japanese agents. A copy of the undersigned's letter and the reply from the Japanese agents is also attached.

Next, the undersigned checked with the bookkeeper at Jones, Tullar & Cooper, P.C. to determine whether check #15046 was cashed. I was advised that they had no record that it was cashed.

Accordingly, the present application became abandoned on October 15, 2000, which is the day after the two month period set in the NOTICE of August 14, 2000.

It was always applicants' intent to file the noted RESPONSE, but it was apparently not filed and the application was unintentionally abandoned.

A request to accept the noted RESPONSE and a check in the amount of \$820 (the amount that was due on August 16, 2000) is being made herewith.

The Commissioner is hereby authorized to charge any additional fees or any overpayment for this petition under 37 CFR 1.137(b) to Deposit Account No. 02-0200.

Date: July 20, 2007

Respectfully submitted,



Felix J. D'Ambrosio

Registration No: 25,721

**Customer Number 23364**

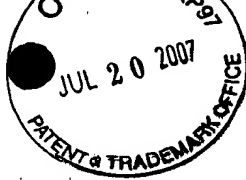
**BACON & THOMAS**

625 Slaters Lane, Fourth Floor

Alexandria, Virginia 22314

Phone: (703) 683-0500

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**FORMALITIES LETTER**



\*OC000000005319671\*



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

Address: COMMISSIONER OF PATENT AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/592,761	06/13/2000	Takahisa Ueda	

Felix J D'Ambrosio  
P O Box 2266  
Eads Station  
Arlington, VA 22202

Date Mailed: 08/14/2000

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

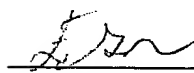
***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 820.**

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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07/23/2007 DEHMANU1 00000005 020200 09592761

02 FC:1051 130.00 OP  
03 FC:1001 100.00 DA 690.00 OP





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JONES, TULLAR & COOPER, P.C.

Case

Inventor Takahisa Ueda et al

Serial No. 09/592,761

Filing Date June 13, 2000

Title GLAND PACKING

The stamp of the U.S. Patent Office hereupon may be taken as acknowledging receipt in the above-identified application of the following:

Response to Notice to File Missing Parts and copy of Notice to File Missing Parts

Application Fee \$820, Chk #15046

By FJD:pp



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JONES, TULLAR & COOPER, P.C.

FEE ACCOUNT  
P O BOX 2266, EADS STATION  
ARLINGTON, VA 22202  
(703) 415-1500

15046

68-760/560  
BRANCH 97735

DATE August 16, 2000

PAY  
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Commissioner of Patents and Trademarks

\$ ---820.00---

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UNION**

First Union National Bank

R/T 056007604

FOR Ueda et al, 09/592,761

⑈015046⑈



J. ERNEST KENNEY  
EUGENE MAR  
RICHARD E. FICHTER  
THOMAS J. MOORE  
ERIC S. SPECTOR  
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GEORGE A. LOUD  
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SCOTT A. BRAIRTON  
PATRICK M. BUECHNER

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\* GEORGE CHUNG CHIN CHEN :

\* BAR OTHER THAN VA  
: REGISTERED PATENT AGENT

February 24, 2007

**VIA FACSIMILE**

Mr. Shoji Suzue  
OSAKA INTERNATIONAL, SUZUE PATENT OFFICE  
4<sup>th</sup> Floor, Osaka Fukokuseimei Building  
2-4 Komatsubaracho, Kita-ku, Osaka-shi  
Osaka 539-0018  
JAPAN

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**OFFICE OF PETITIONS**

Re: U.S. Patent Application  
Appln. No. 09/592,761  
**Your Ref: 98041-1**  
Our Ref: Ueda et al

Dear Mr. Suzue:

In the course of our inventory study, we find that the last communication from you in the above-noted application was your note of August 24, 2000 conveyed to us on a copy of our letter of July 31, 2000.

Before receiving your note of August 24, 2000 we had filed a RESPONSE TO NOTICE TO FILE MISSING PARTS on August 16, 2000. This was not reported to you, at least according to our present record. Accordingly, a copy of this RESPONSE is being transmitted herewith. We do not know at this time, whether you were ever billed for filing the RESPONSE from Jones Tullar & Cooper. We will check with them.

Nothing further has been received from the USPTO. We checked with the IFW of the USPTO (PAIR) and found that information on this application is not publicly available. A copy of the IFW printout is also being transmitted herewith. Accordingly, we contacted the USPTO and they advised us that the application is indicated as being abandoned. Since we do not have a copy of the Notice of Abandonment, we will ask for a copy and upon receipt we will forward a copy to you.

At this point, we do not know why the application became abandoned. When we receive the Notice of Abandonment, we will initiate revival proceedings and report to you. In the meantime, do you have in your file any communication from us (a copy of which we may not have retained in our file) which has any bearing on the matter of abandonment in



Mr. Shoji Suzue  
OSAKA INTERNATIONAL, SUZUE PATENT OFFICE  
February 24, 2007  
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this case? Please advise

Rest assured that we will do all that we can, and as quickly as we can to investigate and correct this matter. Once we receive the Notice of Abandonment we will contact you again.

Sincerely,

BACON & THOMAS, PLLC

Felix J. D'Ambrosio

Enclosures via facsimile





**OSAKA INTERNATIONAL, SUZUE PATENT OFFICE**  
**PATENT & TRADEMARK ATTORNEYS**

4TH FLOOR, OSAKA FUKOKUSEIMEI BUILDING,  
2-4, KOMATSUBARACHO, KITA-KU,  
OSAKA-SHI, OSAKA 530-0018, JAPAN

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BACON & THOMAS  
Att: Mr. Felix J. D'Ambrosio  
625 Slaters Lane-Fourth Floor,  
Alexandria, Virginia 22314-1176,  
U.S.A.

February 27, 2007  
YOUR REF: Ueda et al

OUR REF: 200063  
("98041-1" is a reference of  
the parent application.)

Re: U.S. Patent Application No. 09/592,761

Dear Mr. D'Ambrosio:

Thank you for your facsimile letter of February 24, 2007.

We are surprised at your information of the current state of the present application. Though we have checked our file, we have no communication from you relating to the matter of abandonment in this case.

As to this case also, our client believes that the present application is pending, and we think it should be. Please revive the application without any charge as soon as possible.

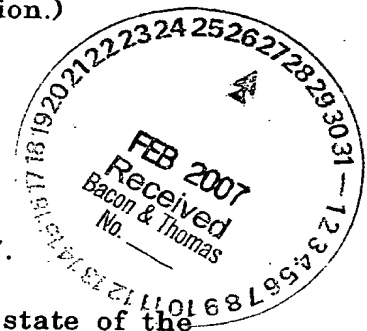
Would you kindly acknowledge receipt of this letter.

Very truly yours,

Osaka International, Suzue Patent Office

  
Shoji SUZUE

SS/km



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